

111TH CONGRESS
2D SESSION

H. R. 6469

To amend section 17 of the Richard B. Russell National School Lunch Act to include a condition of receipt of funds under the child and adult care food program.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 1, 2010

Mr. GEORGE MILLER of California introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To amend section 17 of the Richard B. Russell National School Lunch Act to include a condition of receipt of funds under the child and adult care food program.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. CONDITION OF RECEIPT OF FUNDS UNDER THE**
4 **CHILD AND ADULT CARE FOOD PROGRAM.**

5 Section 17 of the Richard B. Russell National School
6 Lunch Act (42 U.S.C. 1766) is amended by adding at the
7 end the following:

1 “(u) INELIGIBILITY OF INSTITUTIONS.—An institu-
2 tion shall be ineligible for funds under this section if such
3 institution employs a child care staff member who—

4 “(1) refuses to consent to a criminal back-
5 ground check that includes—

6 “(A) a search of the State criminal reg-
7 istry or repository in the State where the child
8 care staff member resides and each State where
9 such staff member previously resided;

10 “(B) a search of State-based child abuse
11 and neglect registries and databases in the
12 State where the child care staff member resides
13 and each State where such staff member pre-
14 viously resided;

15 “(C) a search of the National Crime Infor-
16 mation Center;

17 “(D) a Federal Bureau of Investigation
18 fingerprint check using the Integrated Auto-
19 mated Fingerprint Identification System; and

20 “(E) a search of the National Sex Of-
21 fender Registry established under the Adam
22 Walsh Child Protection and Safety Act of 2006
23 (42 U.S.C. 16901 et seq.);

24 “(2) makes a false statement in connection with
25 such criminal background check;

1 “(3) is registered or is required to be registered
2 on a State sex offender registry or the National Sex
3 Offender Registry established under the Adam
4 Walsh Child Protection and Safety Act of 2006 (42
5 U.S.C. 16901 et seq.); or

6 “(4) has been convicted of a felony consisting
7 of—

8 “(A) homicide;

9 “(B) child abuse or neglect;

10 “(C) a crime against children, including
11 child pornography;

12 “(D) spousal abuse;

13 “(E) a crime involving rape or sexual as-
14 sault;

15 “(F) kidnapping;

16 “(G) arson; or

17 “(H) physical assault, battery, or a drug-
18 related offense, committed within the past 5
19 years.”.

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